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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: James J. Frassica
Serial No.: 10/014,382
Filing Date: 12/11/01
For: ROTATE TO ADVANCE CATHETERIZATION
SYSTEM
Group Art Unit No.: 3763
Examiner: L. Thanh
Attorney's Docket No.: FA63-CIP CON 2

Mail Stop Non-Fee Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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TECHNOLOGY CENTER R3700

Sir:

RESPONSE

This is in response to the Official Action currently outstanding with respect to the above-identified patent application.

In the outstanding Official Action, the Examiner has indicated that the present application contains claims directed to the following patentably distinct species of the claimed invention:

- I. Species of Figs. 1-9;
- II. Species of Figs. 10-15
- III. Species of Figs. 16-22;
- IV. Species of Figs. 23-24;
- V. Species of Figs. 25-29; and
- VI. Species of Figs. 30-34.

The Examiner has indicated that Applicant is required to elect a single disclosed species for prosecution on the merits to which the claims shall be restricted if no generic claim is finally held to be allowable.

In addition to the foregoing, the Examiner has also indicated that Applicant is required to list all claims which are readable on the elected species.

In response to the foregoing requirement, Applicant hereby elects, without prejudice, to prosecute the invention of Species II (i.e., that disclosed in Figs. 10-15).

Claim 5 is believed to be readable on the elected species.

In the event that any fees may be required in this matter, please charge the same to Deposit Account No. 16-0221.

Thank you.

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July 24, 2003

(DATE OF DEPOSIT)

James A. Sheridan

(NAME OF ATTORNEY)

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(SIGNATURE)

July 24, 2003

Respectfully submitted,

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